



USSN: 09/706,243
Atty. Dkt. No.: 8325-0002.10
Client Dkt. No.: S2-US3

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JH

PATENT

CERTIFICATE OF MAILING PURSUANT TO 37 CFR § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on **October 8, 2004.**

10/8/04 Michelle Hobson
Date Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

COX III et al.

Serial No.: 09/706,243

Filing Date: November 3, 2000

Title: REGULATION OF ENDOGENOUS
GENE EXPRESSION IN CELLS USING
ZINC FINGER PROTEINS

Examiner: J. Brusca

Group Art Unit: 1631

Confirmation No.: 6940

Customer No.: 20855

**RESPONSE TO THE NOTICE OF DRAWING INCONSISTENCY WITH
SPECIFICATION**

Mail Stop Issue Fee
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This communication is filed in response to the Notice of Drawing Inconsistency With Specification mailed September 27, 2004 that sets a response due date on or before October 27, 2004. Accordingly, this response is timely filed.

The Notice of Drawing Inconsistency With Specification states that Figures 11A & B are contained in the Drawings as filed June 16, 2004, however they are not listed in the Brief Description of the Drawings in the specification. Applicant asserts that Figures 11A & B were submitted in error and are not to be considered drawings for the above-identified application.

Therefore, please remove the sheet showing Figures A & B and issue the patent with sheets 1 through 10 (Figures 1, 2A-2C, 3, 4A & 4B, 5, 6, 7, 8, 9, and 10A & 10B)

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 18-1648.

Respectfully submitted,

Date: October 8, 2004

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/706,243

11/03/2000

George Norbert Cox III

8325-0002.10

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09/27/2004

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EXAMINER

BRUSCA, JOHN S

ART UNIT

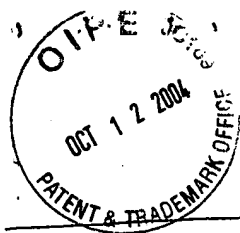
PAPER NUMBER

1631

DATE MAILED: 09/27/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

8325-0002.10
DOCKETED
Drawings
10/27/04 (LD)



09/706,243

UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

The drawings filed 6-16-03 have been received. However, an inconsistency exists between the drawings and the Brief Description of the Drawings in the specification. ✓

Figures _____ are listed in the Brief Description of the Drawings in the specification but not contained in the Drawings.

Figures 11a+b are contained in the Drawings but not listed in the Brief Description of the Drawings in the specification. ✓

Applicant is required to correct the above-noted inconsistency within a time period of **ONE MONTH or THIRTY (30) DAYS, whichever is longer**, from the mailing date of this Notice, or within the time remaining in the time period set forth in the Notice of Allowability (Form PTOL-37) to file corrected drawings, whichever is longer. **NO EXTENSION OF THIS TIME PERIOD MAY BE GRANTED UNDER EITHER 37 CFR 1.136 (a) OR (b)** ✓

Failure to correct the above noted inconsistency will result in **abandonment** of the application. ✓

The file will be held in the Publishing Division to await the correction of the inconsistency. ✓

Return Corrected Drawings/Specification to:

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Commissioner for Patents
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